

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS AND LABOR

Call to Order: By **CHAIRMAN BRUCE SIMON**, on March 4, 1999 at 8:00 A.M., in Room 104 Capitol.

ROLL CALL

Members Present:

Rep. Bruce Simon, Chairman (R)
Rep. Bob Pavlovich, Vice Chairman (D)
Rep. Paul Sliter, Vice Chairman (R)
Rep. Joe Barnett (R)
Rep. Rod Bitney (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. David Ewer (D)
Rep. Carol C. Juneau (D)
Rep. Billie Krenzler (D)
Rep. Bob Lawson (R)
Rep. Gay Ann Masolo (R)
Rep. Gary Matthews (D)
Rep. Joe McKenney (R)
Rep. Carolyn Squires (D)
Rep. Jay Stovall (R)
Rep. Cliff Trexler (R)
Rep. Carley Tuss (D)

Members Excused: None.

Members Absent: Rep. Roy Brown (R)

Staff Present: Stephen Maly, Legislative Branch
Pati O'Reilly, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: SB 68, SB 107, SB 108, SB 113,
2/20/1999
Executive Action: SB 68, SB 107, SB 296

HEARING ON SB 108

Opening Statement by Sponsor: Senator Dale Berry, SD 30,
introduced SB 108, SECTION 1. **EXHIBIT**(buh49b01)
{Tape : 1; Side : A; Approx. Time Counter : 0 - 35}

Proponents' Testimony: Melodee Brown, Council for Professional
and Occupational Licensing, Dept of Commerce
{Tape : 1; Side : A; Approx. Time Counter : 35 - 90}

Mona Jamison, Montana Physical Therapy Assn.
{Tape : 1; Side : A; Approx. Time Counter : 90 - 123}

Rodney Cunningham, Board of Outfitters,
{Tape : 1; Side : A; Approx. Time Counter : 123 - 140}

Opponents' Testimony: None

Opening Statement by Sponsor: Senator Dale Berry, SD 30
introduced SB 108 SECTION 2
{Tape : 1; Side : A; Approx. Time Counter : 140 - 145}

Proponents' Testimony: Melodee Brown, Council for Professional
and Occupational Licensing, Dept of Commerce. **EXHIBIT**(buh49b02)
EXHIBIT(buh49b03)
{Tape : 1; Side : A; Approx. Time Counter : 145 - 267}

Gloria Hermanson, Psychologist
{Tape : 1; Side : A; Approx. Time Counter : 267 - 277}

Tom Eberzy, Deaconess Hospital, Billings
{Tape : 1; Side : A; Approx. Time Counter : 277 - 281}

Opponents' Testimony: Steve Yeakel, Montana Council for Maternal
and Children's Health.
EXHIBIT(buh49b04)
{Tape : 1; Side : A; Approx. Time Counter : 281 - 349}

Opening Statement by Sponsor: Senator Dale Berry, SD 30
introduced SB 108 SECTION 3

{Tape : 1; Side : A; Approx. Time Counter : 349 - 355}

Proponents' Testimony: Melodee Brown, Council for Professional and Occupational Licensing, Dept of Commerce. **EXHIBIT**(buh49b05)
{Tape : 1; Side : A; Approx. Time Counter : 355 - 450}

Mary McCue, Montana Dental Assn.

{Tape : 1; Side : A; Approx. Time Counter : 450 - 491}

Jeff Stubel, Montana Primary Care Providers. **EXHIBIT**(buh49b06)

{Tape : 1; Side : A; Approx. Time Counter : 491 - 500}

{Tape : 1; Side : B; Approx. Time Counter : 0 - 15}

Dr. Joe Mays, Helena Dentist

{Tape : 1; Side : B; Approx. Time Counter : 15 - 72}

Elizabeth Degaines-patient

{Tape : 1; Side : B; Approx. Time Counter : 72 - 80}

Ray Lowery - patient

{Tape : 1; Side : B; Approx. Time Counter : 80 - 104}

Ken Small - Great Falls Dentist

{Tape : 1; Side : B; Approx. Time Counter : 104 - 144}

Gina Gabrien, Dental Hygentist **EXHIBIT**(buh49b07)

{Tape : 1; Side : B; Approx. Time Counter : 144 - 157}

Steve Yeakel, Montana Maternal and Children's Alliance.

EXHIBIT(buh49b08)

{Tape : 1; Side : B; Approx. Time Counter : 157 - 172}

John Snivelly, Missoula Dentist

{Tape : 1; Side : B; Approx. Time Counter : 172 - 198}

Jim Mitchell, MSU Health Center **EXHIBIT**(buh49b09)

{Tape : 1; Side : B; Approx. Time Counter : 198 - 220}

Joanne Dotson, Chief of Family Services **EXHIBIT**(buh49b10)

{Tape : 1; Side : B; Approx. Time Counter : 220 - 238}

Pam Schlegal - Case worker. **EXHIBIT**(buh49b11)

{Tape : 1; Side : B; Approx. Time Counter : 238 - 240}

Tom Ebzery, Bozeman Deaconess, Billings Deaconess Hospitals

{Tape : 1; Side : B; Approx. Time Counter : 240 - 247}

Diane Cook Legal Council

{Tape : 1; Side : B; Approx. Time Counter : 247 - 260}

Steve Meloy, Dept of Commerce, Professional and Occupational
Licensing Chief

{Tape : 1; Side : B; Approx. Time Counter : 260 - 270}

Opponents' Testimony: None

Questions from Committee Members and Responses: Reps Tuss,
Squires and Brown questions witnesses.

{Tape : 1; Side : B; Approx. Time Counter : 270 - 500}

Reps. Bookout, Stovall and Masolo question witnesses.

{Tape : 2; Side : A; Approx. Time Counter : 0 - 132}

Reps. Lawson, Brown and Pavlovich question witnesses.

{Tape : 2; Side : A; Approx. Time Counter : 132 - 142}

Reps. Trexler, McKenney, Simon and Ewer questions witnesses.

{Tape : 2; Side : A; Approx. Time Counter : 142 - 348}

Closing by Sponsor: Senator Berry closed SB 108.

{Tape : 2; Side : A; Approx. Time Counter : 348 - 438}

HEARING ON SB 68

Opening Statement by Sponsor: Senator Dale Mahlum, introduced SB
68.

{Tape : 2; Side : A; Approx. Time Counter : 438 - 478}

Proponents' Testimony: Nancy Butler, State Fund.

{Tape : 2; Side : A; Approx. Time Counter : 478 - 500}

{Tape : 2; Side : B; Approx. Time Counter : 0 - 23}

Roger McGlen, Montana Independent Insurers Assn.

{Tape : 2; Side : B; Approx. Time Counter : 23 - 31}

Debi Birney, Professional Insurance Agents of Montana

{Tape : 2; Side : B; Approx. Time Counter : 31 - 40}

Opponents' Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor: Senator Mahlum closed SB 68.

{Tape : 2; Side : B; Approx. Time Counter : 40 - 65}

HEARING ON SB 107

Opening Statement by Sponsor: Senator Mahlum introduced SB 107.

EXHIBIT (buh49b12)

{Tape : 2; Side : B; Approx. Time Counter : 65 - 118}

Proponents' Testimony: Frank Cote, Deputy Insurance Commissioner, State Auditor's Office.

{Tape : 2; Side : B; Approx. Time Counter : 118 - 145}

Kevin Brown, Attorneys for Liability Insurance Company.

{Tape : 2; Side : B; Approx. Time Counter : 145 - 158}

Steve Turkowitz, Montana Auto Dealers Assn.

{Tape : 2; Side : B; Approx. Time Counter : 158 - 175}

Jacqueline Lenmark, American Insurance Corporation

{Tape : 2; Side : B; Approx. Time Counter : 175 - 187}

Opponents' Testimony: None

Questions from Committee Members and Responses:

Reps. Bookout and Ewer question Frank Cote.

{Tape : 2; Side : B; Approx. Time Counter : 187 - 247}

Closing by Sponsor: Senator Mahlum closed SB 107.

{Tape : 2; Side : B; Approx. Time Counter : 247 - 290}

HEARING ON SB 213

Opening Statement by Sponsor: Senator Mahlum SD 35, introduced SB 213.

{Tape : 2; Side : B; Approx. Time Counter : 290 - 342}

Proponents' Testimony: Dean Roberts, Administrator of Motor Vehicle Div. Dept. of Justice.

{Tape : 2; Side : B; Approx. Time Counter : 342 - 396}

Brenda Nordlund, Attorney. **EXHIBIT** (buh49b13)

{Tape : 2; Side : B; Approx. Time Counter : 396 - 500}

{Tape : 3; Side : A; Approx. Time Counter : 0 - 80}

Gary Langley, Montana Auto Dealers Assn.

{Tape : 3; Side : A; Approx. Time Counter : 80 - 110}

Gary Roberts, Auto Dealers Assn.

{Tape : 3; Side : A; Approx. Time Counter : 110 - 120}

Milo Casa Grande, Butte MT Auto Dealers Assn.

{Tape : 3; Side : A; Approx. Time Counter : 120 - 124}

Steve Turkowitz, Montana Auto Dealers Assn.

{Tape : 3; Side : A; Approx. Time Counter : 124 - 150}

Stuart Doggett, Montana Manufactured Housing and RV

{Tape : 3; Side : A; Approx. Time Counter : 150 - 163}

Opponents' Testimony: None

Questions from Committee Members and Responses:

Reps. Trexler, Ewer, Barnett, Simon questions witnesses.

{Tape : 3; Side : A; Approx. Time Counter : 163 - 400}

Closing by Sponsor: Senator Mahlum closed SB 113.

{Tape : 3; Side : A; Approx. Time Counter : 400 - 422}

EXECUTIVE ACTION ON SB 68

Motion/Vote: REP. SQUIRES moved that SB 68 BE CONCURRED IN.

Motion carried unanimously.

{Tape : 3; Side : A; Approx. Time Counter : 422 - 500}

EXECUTIVE ACTION ON SB 107

Motion: REP. KRENZLER moved that SB 107 BE CONCURRED IN.

{Tape : 3; Side : B; Approx. Time Counter : 0 - 15}

Motion/Vote: REP. KRENZLER moved that SB 107 BE AMENDED. Motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 15 - 20}

Motion/Vote: REP. KRENZLER moved that SB 113 BE CONCURRED IN AS AMENDED. Motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 20 - 40}

EXECUTIVE ACTION ON SB 296

Motion/Vote: REP. MASOLO moved that SB 296 BE CONCURRED IN.
Motion carried unanimously. Rep. Tuss to carry on house floor.

{Tape : 3; Side : B; Approx. Time Counter : 40 - 94}

EXECUTIVE ACTION ON SB 113

Motion: REP. SQUIRES moved that SB 113 BE CONCURRED IN.

{Tape : 3; Side : B; Approx. Time Counter : 94 - 100}

Motion/Vote: REP. SLITER moved that SB 113 BE AMENDED. Motion carried unanimously.

{Tape : 3; Side : B; Approx. Time Counter : 100 - 115}

Motion: REP. SQUIRES moved that SB 113 BE CONCURRED IN AS AMENDED.

{Tape : 3; Side : B; Approx. Time Counter : 115 - 120}

Motion: REP. SLITER moved that SB 113 BE AMENDED.

{Tape : 3; Side : B; Approx. Time Counter : 120 - 130}

Substitute Motion/Vote: REP. TREXLER made a substitute motion that SB 113 BE AMENDED. Substitute motion failed 7-10 with Bookout, Pavlovich, Trexler, Juneau, Krenzler, Squires, and Tuss voting aye.

{Tape : 3; Side : B; Approx. Time Counter : 130 - 145}

Substitute Motion/Vote: REP. SLITER made a substitute motion that SB 113 BE AMENDED. Substitute motion failed 5-11 with Barnett, McKenney, Simon, Sliter, and Stovall voting aye.

{Tape : 3; Side : B; Approx. Time Counter : 145 - 290}

Discounted executive action on SB 113.

ADJOURNMENT

Adjournment: 11:55 A.M.

REP. BRUCE SIMON, Chairman

PATI O'REILLY, Secretary

BS/PO

EXHIBIT (buh49bad)